

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

EDWARD KEMPER and BRANDY
GILLMORE,

Plaintiffs,

v.

SIERRA TOWING, GARY GONZALES,
LMD KIEFER WAREHOUSE LLC,

Defendants.

2:05-cv-0158-MCE-DAD

MEMORANDUM AND ORDER

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Through the present action, Plaintiffs Edward Kemper and Brandy Gillmore ("Plaintiffs") are seeking to amend their Complaint to state with greater specificity, the allegations in the First Amended Complaint by restating the specific statutory violations outlined in Plaintiffs' Expert Disclosure which evidence the architectural barriers Plaintiffs alleged to have encountered at the subject facilities. No opposition has been filed on behalf of Defendants.

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1 Given Defendants' non-opposition, and good cause appearing
2 therefor, Plaintiff's Motion for Leave to File Amended Complaint
3 is GRANTED. Plaintiffs have ten (10) days following the date of
4 this Order to file their proposed Second Amended Complaint.
5 Defendants shall answer or otherwise respond to said Amended
6 Complaint within ten (10) days after its filing and service.

7 IT IS SO ORDERED.

8 DATED: November 3, 2006

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12 MORRISON C. ENGLAND, JR.
13 UNITED STATES DISTRICT JUDGE
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